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In re Application of: :  
BLANK et al. :  
U.S. Application No.: 10/594,912 :  
PCT Application No.: PCT/EP2005/051409 :  
International Filing Date: 29 March 2005 :  
Priority Date: 29 March 2004 :  
Attorney's Docket No.: 66682-0001 :  
For: FASTENING ELEMENT FOR FASTENING :  
TO A BASE BODY AND METHOD FOR :  
FASTENING SAID FASTENING ELEMENT :

**DECISION ON  
PETITION  
UNDER  
37 CFR 1.182**

This decision is issued in response to applicants' "Response to Notification of Missing Requirements under 35 U.S.C. 371" filed 22 March 2010, treated herein as a petition under 37 CFR 1.182 to treat the present application as a national stage for the above captioned international application, and not for the international application indicated on the originally filed Transmittal Letter. Deposit Account No. 18-0013 will be charged the required petition fee.

**BACKGROUND**

On 29 September 2006, applicants filed a U.S. national stage application that included, among other materials, payment of the U.S. basic national fee, a preliminary amendment, and an application data sheet. The submission was assigned U.S. application number 10/594,912.

The materials filed 29 September 2006 included a Transmittal Letter to the United States Designated Office (DO/EO/US) Concerning a Submission that identified the application as a U.S. national stage of PCT/EP2005/054109 and an application data sheet that identified the application as a national stage of PCT/EP2005/054109.

Based on the international application number listed on the first page of the Transmittal Letter and application data sheet, the present application file was established as a national stage of PCT/EP2005/054109.

On 22 January 2010, the USPTO mailed a Notification Of Missing Requirements indicating that the application was a national stage of PCT/EP2005/054109 and that an oath and translation of international of the international application were required.

On 22 March 2010, applicants filed "Response to Notification of Missing Requirements under 35 U.S.C. 371."

### DISCUSSION

As noted above, the first page of the Transmittal Letter filed by applicants to initiate this national stage application identified the submission as a national stage of PCT/EP2005/054109. The present submission filed by applicants on 22 March 2010 confirms that the listing of PCT/EP2005/054109 on the original application materials was incorrect, and that the application was intended as a national stage of PCT/EP2005/051409. Because the present application was created as a national stage of PCT/EP2005/054109 based on applicants' original submission, correction of the application to indicate that it is a national stage of PCT/EP2005/051409 requires a petition under 37 CFR 1.182. The present response to the Notification of Missing Requirements has been treated as such a petition. Applicants have authorized a charge to Deposit Account No. 18-0013 for required fees, based on this authorization, Deposit Account No. 18-0013 will be charged the required \$400 petition fee.

The present submission satisfies the requirements for a grantable petition to correct the inadvertent error in the international application number identified during the initial filing process. Accordingly, the materials filed herein on 29 September 2006 will be treated as having been directed to international application PCT/EP2005/051409.

### CONCLUSION

Applicants' petition under 37 CFR 1.182 is GRANTED.

The materials filed herein on 29 September 2006 will be treated as the U.S. national stage of PCT/EP2005/051409.

This application is being returned to the United States Designated/Elected Office for further processing in accordance with this decision.



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